

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 753 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE A.K.TRIVEDI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? Yes
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?
2 to 5 No

SURYAKANT @ KANJI KANTIBHAI RANA

Versus

STATE OF GUJARAT

Appearance:

MR RD DAVE for Petitioners

Mr. K.T. Dave, APP for Respondent No. 1

CORAM : MR.JUSTICE A.K.TRIVEDI

Date of decision: 06/03/98

ORAL JUDGMENT

1. Heard learned Advocate Mr.Rajesh D. Dave appearing for the petitioners. Rule. Mr. K.T. Dave, learned APP waives service of rule on behalf of respondent State.

2. Learned advocate appearing for the petitioners has not pressed the petition on behalf of petitioner No.2

- Jagdishbhai Kantilal Rana and has prayed permission to withdraw the same without prejudice to the contentions. In the interest of justice, permission as prayed is granted. Petition on behalf of petitioner No.2 Jagdishbhai Kantilal Rana stands disposed of as withdrawn.

3. The parties do not press for reasoned order.

4. Having regard to the facts and circumstances apparent from the record and the material produced on record in respect to petitioners No. 1 and 3 and having heard the submission urged at the Bar it is ordered that petitioners No. 1 - Suryakant @ Kanji Kantibhai Rana and petitioner No.3 - Ashwinbhai Manilal Rana be admitted on Bail on execution of a bond of Rs.5,000/- each (Rupees five thousand only) and also furnishing two sureties for the like amount each to the satisfaction of the lower court and subject to the conditions stated hereunder:

(a) not take undue advantage of his liberty or misuse his liberty;

(b) not act in a manner injurious to the interest of the prosecution;

(c) maintain law and order;

(d) mark his presence before Nadiad Town Police Station on 1st and 15th of every month between 9.00 a.m. and 2.00 p.m

5. If breach of any of the above conditions is committed, the Sessions Judge of Kheda at Nadiad will be free to issue warrant or take appropriate action in the matter.

Bail before the lower Court having jurisdiction to try the case.

Rule is made absolute. Direct service is permitted.

p.n.nair